



FEB-15-2007 THU 03:00 PM CANTOR COLBURN LLP

FAX NO. 8602860115

P. 01

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### FACSIMILE TRANSMITTAL SHEET

DATE: February 15, 2007

TO: ISSUE FEE

COMPANY: U.S. PATENT AND TRADEMARK OFFICE

FAX NO.: (571) 273-2885

TEL. NO.:

FROM: Pat DiGregorio (Cantor Colburn LLP)

OUR REF: GEM-0127

(14XT00219(135960))

YOUR REF: USSN 10/668,541

TOTAL NUMBER OF PAGES SENT 6  
(INCLUDING THIS COVER SHEET):

#### COMMENTS: TO WHOM IT MAY CONCERN:

Please find enclosed the Base Issue Fee and Publication Fee Transmittal Form for U.S. Serial No. 10/668,541. Also, find enclosed a "FEE ADDRESS" INDICATION FORM (1 Page) and "COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE (3 Pages).

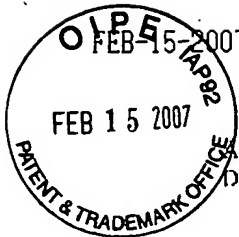
Please charge the Issue fee and Publication Fee to Deposit Account 50-2513 (\$1,700).

Thank you,

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P. 04

Appln. No. 10/668,541  
Docket No. 14XT00219(135960)/GEM-0127

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No.: 10/668,541 : Confirmation No.: 2097  
Applicant: Caroline Le-Pierrard : Group Art Unit: 2882  
Filed: September 23, 2003 : Examiner: Kiknadze, Irakli  
Docket No.: 14XT00219(135960)/GEM-0127

For: X-RAYS EMITTER AND X-RAY APPARATUS AND METHOD OF  
MANUFACTURING AN X-RAY EMITTER

February 7, 2007

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Sir:

Provided herewith are comments on the Examiner's Statement of Reasons for  
Allowance presented in the Notice of Allowance dated November 24, 2006.

**CERTIFICATE OF MAILING OR TRANSMISSION**

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Patricia DiGregorio  
Name

Patricia DiGregorio  
Signature

February 15, 2007  
Date

Appln. No.10/668,541  
Docket No.14XT00219(135960)/GEM-0127

The Examiner remarks that Claims 1-23 and 25-41 are allowed for reasons set forth in Paper No. 20061106, page 3.

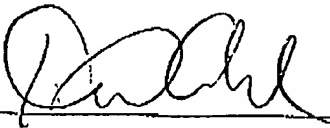
While Applicant agrees that presented claims pertain to allowable subject matter, Applicant respectfully submits that to the extent that the Examiner's remarks imply, suggest or state that certain limitations or combinations not found in the prior art of record relied upon are or may be present in each and every allowable claim, whether or not specific language to that effect is found in every allowable claim, the record as a whole must be considered in addition to the Examiner's remarks, and, to the extent that the record as a whole is clear and complete, it shall control the interpretation of any and all allowable claims.

More specifically, the Examiner's statement of reasons may imply that features found in the specification only, in the dependent claims only, or in some but not all independent claims only, are part of all of the allowable claims, when in fact the record clearly reflects that there are claims not so limited. For example, elements may be found in one claim but not in another. Accordingly, the other claims, and claims dependent from the other claims that do not recite the same as the one claim, are not so limited. For example, the Examiner comments that groups of claims are allowable because the prior art of record fails to teach or make obvious certain claimed elements "including all of the remaining limitations of the claims." In view of not all claims of a group of claims including all limitations within the group, those claims and claims dependent from those claims that do not recite the same, are not so limited.

Appln. No.10/668,541  
Docket No.14XT00219(135960)/GEM-0127

Respectfully submitted,

CANTOR COLBURN LLP  
Applicant's Attorneys

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